

FILED  
9/17/24 11:09 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: )  
 )  
John P. Barie, Jr. and Evon R. Barie, ) Case No. 21-21802-GLT  
 ) Chapter 13  
Debtors )  
Related to Docket No. 81

**STIPULATED ORDER MODIFYING PLAN**

**WHEREAS**, this matter is being presented to the Court regarding

***[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]:***

- ☐ a motion to dismiss case or certificate of default requesting dismissal
- ☒ a plan modification sought by: Debtors
- ☐ a motion to lift stay  
as to creditor
- ☐ Other:

**WHEREAS**, the parties having agreed to settle the matter above conditioned on the terms herein, based on the records of the Court, and the Court being otherwise sufficiently advised in the premises; and there being no adverse impact upon other parties by way of this action, thus no notice is required to be given; now therefore

**IT IS HEREBY ORDERED** that the

***[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]***

Chapter 13 Plan dated

- ☐ X Amended Chapter 13 Plan dated  
January 30, 2024

is modified as follows:

***[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]***

- ☒ Debtors' Plan payments shall be changed from \$ 2,818.00 to

\$ 2,866.00 per month, effective October, 2024 ; and/or the Plan term shall be changed from \_\_\_\_\_ months to \_\_\_\_\_ months.

- ☐ In the event that Debtors fail to make any future Chapter 13 Plan payments, the Trustee or a party in interest may file with the Court and serve upon Debtors and Debtors' Counsel a notice of default advising the Debtors that they have 30 days from the service of the notice in which to cure any and all defaults in payments. If Debtors fail to cure the defaults in payments after having been provided notice under the provision of this Stipulated Order, then the Trustee or a party in interest may submit an Order of Dismissal to the Bankruptcy Court along with an affidavit attesting to a failure to make Plan payments, and the proceedings or case may thereafter be dismissed without prejudice and without further hearing or notice.
- ☐ Debtors shall file and serve \_\_\_\_\_ on or before \_\_\_\_\_.
- ☐ If any of the foregoing is not completed by the date specified, the case may be dismissed without prejudice without further notice or hearing upon the filing by the Trustee of an Affidavit of Non-Compliance.
- ☐ If any of the foregoing is not completed by the date specified, the automatic stay as to the property described as \_\_\_\_\_ may be lifted without further notice or hearing upon the filing by the Creditor herein of an Affidavit of Non-Compliance.

X Other: PennyMac Loan Services, LLC shall be paid \$1,404.04 beginning October 1, 2024 per the Notice of Mortgage Payment Change filed August 27, 2024.

**IT IS FURTHER ORDERED** that to the extent any creditor opposes the relief contained herein, such creditor must file an objection to the same within fourteen (14) days hereof. Should such an objection be timely filed, the Court shall conduct a *de novo* hearing regarding the appropriateness of this Stipulated Order. Should no objection be timely filed, this Stipulated Order shall be deemed final without further notice and/or opportunity for a hearing.

**IT IS FURTHER ORDERED** that in all other respects, the Plan and Order Confirming Plan shall remain in full force and effect. The filing party represents to the Court that all affected parties have been notified.

*[Remainder of Page Intentionally Left Blank]*

SO ORDERED, this \_ 17th Day of September, 2024

Dated: September 17, 2024

  
\_\_\_\_\_  
Gregory J. Taddonio **drb**  
Chief United States Bankruptcy Judge

Stipulated by:

/s/Lauren M. Lamb  
Counsel to Debtors  
Lauren M. Lamb, Esquire  
STEIDL & STEINBERG  
28<sup>th</sup> Floor-Gulf Tower  
707 Grant Street  
Pittsburgh, PA 15219  
(412) 391-8000  
PA I. D. No. 209201  
llamb@steidl-steinberg.com

Stipulated by:

/s/James Warmbrodt  
Counsel to Chapter 13 Trustee

Stipulated by:

\_\_\_\_\_  
Counsel to affected creditor

cc: All Parties in Interest to be served by Clerk

In re:  
John P. Barie, Jr.  
Evon R. Barie  
Debtors

Case No. 21-21802-GLT  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-2  
Date Rcvd: Sep 17, 2024

User: auto  
Form ID: pdf900

Page 1 of 3  
Total Noticed: 31

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 19, 2024:

Recip ID	Recipient Name and Address
db/jdb	+ John P. Barie, Jr., Evon R. Barie, 566 Harrison Street, Pittsburgh, PA 15237-4414
sp	+ Cynthia Berger, Law Offices of Berger & Green, 800 Waterfront Drive, Pittsburgh, PA 15222-4755
15402422	+ National Hospital Collections, 16 Distributor Drive, Suite 2, Morgantown, WV 26501-7209
15402431	+ Wexford Cardiology, 3607 Roesemont Ave., Camp Hill, PA 17011-6943
15402432	+ Yvonne Barie, 72 South Euclid Ave., Pittsburgh, PA 15202-3813

TOTAL: 5

### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Sep 17 2024 23:39:41	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15402411	+ Email/Text: BarclaysBankDelaware@tsico.com	Sep 17 2024 23:37:00	Barclays Bank Delaware, Attn: Bankruptcy, Po Box 8801, Wilmington, DE 19899-8801
15402412	+ Email/Text: Bankruptcy@BAMcollections.com	Sep 17 2024 23:37:00	Bureau of Account Managment, 3607 Rosemont Ave Ste 502, Po Box 8875, Camp Hill, PA 17001-8875
15402419	+ Email/Text: Webcollex@ebn.phinsolutions.com	Sep 17 2024 23:37:23	CKS Financial, Attn: Bankruptcy, Po Box 2856, Chesapeake, VA 23327-2856
15402413	+ Email/PDF: AIS.cocard.ebn@aisinfo.com	Sep 17 2024 23:39:37	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15405623	Email/PDF: AIS.cocard.ebn@aisinfo.com	Sep 17 2024 23:39:50	Capital One Bank (USA), N.A., by American InfoSource as agent, PO Box 71083, Charlotte, NC 28272-1083
15402417	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Sep 18 2024 00:01:43	Citibank, Citicorp Credit Srvs/Centralized Bk dept, Po Box 790034, St Louis, MO 63179-0034
15402418	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Sep 18 2024 00:01:21	Citibank/The Home Depot, Citicorp Credit Srvs/Centralized Bk dept, Po Box 790034, St Louis, MO 63179-0034
15423162	+ Email/Text: PBNCNotifications@peritussservices.com	Sep 17 2024 23:37:00	Kohl's, Peritus Portfolio Services II, LLC, PO BOX 141509, IRVING, TX 75014-1509
15402421	+ Email/Text: PBNCNotifications@peritussservices.com	Sep 17 2024 23:37:00	Kohls/Capital One, Attn: Credit Administrator, Po Box 3043, Milwaukee, WI 53201-3043
15421135	Email/PDF: resurgentbknofications@resurgent.com	Sep 18 2024 00:00:55	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15423969	+ Email/Text: heather.mauro@northwest.com	Sep 17 2024 23:37:00	Northwest Bank, PO Box 337, Warren, PA 16365-0337
15402423	+ Email/Text: angela.abreu@northwest.com	Sep 17 2024 23:37:00	Northwest Bank, Attn: Bankruptcy, Po Box 128,

District/off: 0315-2

User: auto

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Date Rcvd: Sep 17, 2024

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15425405	Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Sep 17 2024 23:39:25	Warren, PA 16365-0128 Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
15412259	+ Email/Text: jlc@mbm-law.net	Sep 17 2024 23:37:00	Penn Hills School District, c/o Maiello Brungo & Maiello, LLP, 100 Purity Road, Suite 3, Pittsburgh, PA 15235-4441
15418500	+ Email/PDF: ebnotices@pnmac.com	Sep 18 2024 00:01:43	PennyMac Loan Services, LLC, P.O. Box 2410, Moorpark, CA 93020-2410
15402424	+ Email/PDF: ebnotices@pnmac.com	Sep 18 2024 00:01:22	PennyMac Loan Services, LLC, Attn: Correspondence Unit, Po Box 514387, Los Angeles, CA 90051-4387
15422387	Email/Text: bnc-quantum@quantum3group.com	Sep 17 2024 23:37:00	Quantum3 Group LLC as agent for, CKS Prime Investments LLC, PO Box 788, Kirkland, WA 98083-0788
15402425	+ Email/Text: bankruptcy@sw-credit.com	Sep 17 2024 23:38:00	SWC Group, 4120 International Parkway #100, Carrollton, TX 75007-1957
15402800	^ MEBN	Sep 17 2024 23:34:35	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15402427	+ Email/PDF: ais.sync.ebn@aisinfo.com	Sep 17 2024 23:39:27	Synchrony Bank/Care Credit, Attn: Bankruptcy Dept, Po Box 965064, Orlando, FL 32896-5064
15402428	+ Email/Text: BankruptcyNotice@upmc.edu	Sep 17 2024 23:38:00	UPMC, 2 Hot Metal Street, Pittsburgh, PA 15203-2348
15422068	Email/Text: BNCnotices@dcmsservices.com	Sep 17 2024 23:37:00	UPMC Health Services, PO Box 1123, Minneapolis, MN 55440-1123
15402420	Email/Text: dispute@velocityrecoveries.com	Sep 17 2024 23:37:00	Cks Prime In, 1800 Route 34 N, Wall, NJ 07719
15405107	+ Email/PDF: ais.wellsfargo.ebn@aisinfo.com	Sep 18 2024 00:01:24	Wells Fargo Bank N.A., d/b/a Wells Fargo Auto, P.O. Box 169005, Irving, TX 75016-9005
15402430	+ Email/PDF: ais.wellsfargo.ebn@aisinfo.com	Sep 17 2024 23:39:21	Wells Fargo Dealer Services, Attn: Bankruptcy, 1100 Corporate Center Drive, Raleigh, NC 27607-5066

TOTAL: 26

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		PENNYMAC LOAN SERVICES, LLC
cr		PennyMac Loan Services, LLC.
15402426		Syncb/walmart
cr	*+	Penn Hills School District, c/o Maiello Brungo & Maiello, LLP, 100 Purity Road, Suite 3, Pittsburgh, PA 15235-4441
cr	*+	Wells Fargo Bank N.A., d/b/a Wells Fargo Auto, P.O. Box 169005, Irving, TX 75016-9005
15402414	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15402415	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15402416	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15402429	*+	UPMC, 2 Hot Metal Street, Pittsburgh, PA 15203-2348

TOTAL: 3 Undeliverable, 6 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

District/off: 0315-2

User: auto

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Date Rcvd: Sep 17, 2024

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**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Sep 19, 2024

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 17, 2024 at the address(es) listed below:

Name	Email Address
Brent J. Lemon	on behalf of Creditor PENNYMAC LOAN SERVICES LLC blemon@kmlawgroup.com, lemondropper75@hotmail.com
Denise Carlon	on behalf of Creditor PENNYMAC LOAN SERVICES LLC dcarlon@kmlawgroup.com
Jennifer L. Cerce	on behalf of Creditor Penn Hills School District jlc@mbm-law.net
Lauren M. Lamb	on behalf of Joint Debtor Evon R. Barie julie.steidl@steidl-steinberg.com;courtdocs.sands@gmail.com;jsmith@steidl-steinberg.com;LambLR53037@notify.bestcase.com; rlager@steidl-steinberg.com;awerkmeister@steidl-steinberg.com;amattish@steidl-steinberg.com
Lauren M. Lamb	on behalf of Debtor John P. Barie Jr. julie.steidl@steidl-steinberg.com;courtdocs.sands@gmail.com;jsmith@steidl-steinberg.com;LambLR53037@notify.bestcase.com; rlager@steidl-steinberg.com;awerkmeister@steidl-steinberg.com;amattish@steidl-steinberg.com
Marisa Myers Cohen	on behalf of Creditor PennyMac Loan Services LLC. ecfmail@mwc-law.com, mcohen@mwc-law.com
Marisa Myers Cohen	on behalf of Creditor PENNYMAC LOAN SERVICES LLC ecfmail@mwc-law.com, mcohen@mwc-law.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com

TOTAL: 9